

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Paul T. Bender Art Unit : 3657  
Serial No. : 10/657,496 Examiner : Mariano Ong Sy  
Filed : September 8, 2003 Conf. No. : 9342  
Title : FAILSAFE OPERATION OF ACTIVE VEHICLE SUSPENSION

MAIL STOP AF

Hon. Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the action dated April 17, 2009, finally rejecting claims 1-16, 18-34, 36-41, 44, 45, and 59-72.

The fee in the amount of \$540 for the appeal fee is being paid concurrently herewith on the Electronic Filing System (EFS) by way of a Deposit Account authorization. Please apply any other charges or credits to Deposit Account No. 06-1050, referencing Attorney Docket No. 02103-381001 / AABOSS16.

Respectfully submitted,

## FISH & RICHARDSON P.C.

17 July 2009

Date: \_\_\_\_\_

## REFERENCES

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